
SENATE BILL 6249

State of Washington

54th Legislature

1996 Regular Session

By Senators Quigley, Smith and Goings

Read first time 01/09/96. Referred to Committee on Law & Justice.

1 AN ACT Relating to campaign finance reform; amending RCW 42.17.390,
2 42.17.395, 42.17.640, 42.17.510, 42.17.690, and 42.17.090; adding new
3 sections to chapter 42.17 RCW; adding a new section to chapter 29.80
4 RCW; creating a new section; and prescribing penalties.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Part I - Voluntary Spending Limits**

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 42.17 RCW
8 to read as follows:

9 (1) This section applies to contributions to a candidate, state
10 official, or political committee who has failed to file a statement of
11 acceptance of voluntary expenditure limits within the time limits set
12 forth in section 3 of this act.

13 (2) A candidate for a state office may not accept from any person
14 contributions that in the aggregate exceed ten percent of the
15 contribution limits as provided for in section 2 of this act.

16 (3) A state official against whom recall charges have been filed,
17 and a political committee having the expectation of making expenditures
18 in support of the recall of the state official, may not accept from any

1 person contributions that in the aggregate exceed ten percent of the
2 contribution limits otherwise provided for in this chapter.

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 42.17 RCW
4 to read as follows:

5 (1) This section applies to contributions to a candidate, state
6 official, or political committee who has filed a statement of
7 acceptance of voluntary expenditure limits within the time limits set
8 forth in section 3 of this act.

9 (2) A candidate for a state legislative office may not accept, from
10 any person other than a bona fide political party or caucus political
11 committee, contributions that in the aggregate exceed five hundred
12 dollars, and a candidate for a state office other than a state
13 legislative office may not accept, from any person other than a bona
14 fide political party or caucus political committee, contributions that
15 in the aggregate exceed one thousand dollars, for each election in
16 which the candidate is on the ballot or appears as a write-in
17 candidate. Contributions made with respect to a primary may not be
18 accepted after the date of the primary. Contributions made with
19 respect to a general election may not be accepted after the final day
20 of the applicable election cycle.

21 (3) A state official against whom recall charges have been filed,
22 and a political committee having the expectation of making expenditures
23 in support of the recall of the state official, may not accept, from
24 any person other than a bona fide political party or caucus political
25 committee, contributions during a recall campaign that in the aggregate
26 exceed five hundred dollars if the official is a state legislator or
27 one thousand dollars if the official holds a state office other than
28 state legislator.

29 (4)(a) Notwithstanding subsection (2) of this section, a candidate
30 during an election cycle may not accept contributions from a bona fide
31 political party that in the aggregate exceed: (i) Ten cents multiplied
32 by the number of registered voters in the jurisdiction from which the
33 candidate is seeking election if the contributor is a caucus political
34 committee or the state governing body of a political party; or (ii)
35 five cents multiplied by the number of registered voters in the
36 jurisdiction from which the candidate is seeking election if the
37 contributor is a county central committee or a legislative district
38 committee.

1 (b) A candidate may not accept contributions from a county central
2 committee or a legislative district committee during an election cycle
3 that, when combined with contributions from other county central
4 committees or legislative district committees, would in the aggregate
5 exceed twenty-five cents times the number of registered voters in the
6 jurisdiction from which the candidate is elected.

7 (c) A candidate for a state legislative office may not accept from
8 a caucus political committee, contributions that in the aggregate
9 exceed one thousand dollars, and a candidate for a state office other
10 than a state legislative office may not accept from a caucus political
11 committee, contributions that in the aggregate exceed two thousand
12 dollars, for each election in which the candidate is on the ballot or
13 appears as a write-in candidate.

14 (5)(a) Notwithstanding subsection (3) of this section, a state
15 official against whom recall charges have been filed, and a political
16 committee having the expectation of making expenditures in support of
17 the state official, may not accept contributions from a bona fide
18 political party during a recall campaign that in the aggregate exceed:

19 (i) Ten cents multiplied by the number of eligible registered voters
20 in the jurisdiction entitled to recall the state official if the
21 contributor is a caucus political committee or the governing body of a
22 state organization; or (ii) five cents multiplied by the number of
23 registered voters in the jurisdiction from which the candidate is
24 seeking election if the contributor is a county central committee or a
25 legislative district committee.

26 (b) A state official against whom recall charges have been filed,
27 an authorized committee of the official, and a political committee
28 having the expectation of making expenditures in support of the recall
29 of a state official, may not accept contributions from a county central
30 committee or a legislative district committee during an election cycle
31 that when combined with contributions from other county central
32 committees or legislative district committees would in the aggregate
33 exceed twenty-five cents multiplied by the number of registered voters
34 in the jurisdiction from which the candidate is elected.

35 (6) The contributions allowed under subsection (3) of this section
36 are in addition to those allowed under subsection (2) of this section.
37 The contributions allowed under subsection (5) of this section are in
38 addition to those allowed under subsection (4) of this section.

1 NEW SECTION. **Sec. 3.** A new section is added to chapter 42.17 RCW
2 to read as follows:

3 Within thirty days after becoming a candidate or within three
4 business days of filing for office, whichever is earlier, a candidate
5 for state office shall sign and file with the commission a statement of
6 acceptance or rejection of the voluntary expenditure limits in section
7 4 of this act. Within thirty days of receiving a contribution, making
8 an expenditure, or reserving space or facilities in connection with a
9 recall of a state official or within three business days of the
10 certification of petitions for the recall, whichever is earlier, a
11 state official whose recall is demanded or a political committee having
12 the expectation of making expenditures in support of a recall shall
13 sign and file with the commission a statement of acceptance or
14 rejection of the voluntary expenditure limits in section 4 of this act.
15 The commission shall provide the form of the statement and agreement by
16 rule. The commission shall index and make available for public
17 inspection and copying a list of the statements of acceptance or
18 rejection filed by candidates.

19 NEW SECTION. **Sec. 4.** A new section is added to chapter 42.17 RCW
20 to read as follows:

21 (1) In accordance with RCW 42.17.690, the commission shall revise
22 expenditure limits applicable in an election cycle for a candidate who
23 files a statement of acceptance under section 3 of this act.

24 (2) The initial expenditure limits shall be as follows for the
25 following offices and classes of offices:

26 (a) Governor: One million dollars;

27 (b) All other state executive offices: Two hundred fifty thousand
28 dollars;

29 (c) State senator: Eighty thousand dollars; and

30 (d) State representative: Fifty thousand dollars.

31 NEW SECTION. **Sec. 5.** A new section is added to chapter 42.17 RCW
32 to read as follows:

33 (1) It is a violation of this chapter for a person to make a
34 contribution or expenditure in support of or opposition to a candidate
35 other than one within the limits in this chapter or an independent
36 expenditure as defined in RCW 42.17.630.

1 (2) If a candidate has agreed to expenditure limits under section
2 3 of this act and: (a) Knowingly accepts a contribution in excess of
3 the amounts allowed; or (b) has encouraged, approved, or collaborated
4 in the making of an unlawful expenditure by another in connection with
5 his or her campaign, the expenditure limit must be reduced by the
6 amount of the unlawful contribution or expenditure.

7 (3) Payments of candidate filing fees, fees or assessments relating
8 to the primary or general election candidates' pamphlet, or costs
9 incurred in the course of defending against a challenge of a person's
10 eligibility to become a candidate or a motion for injunction under RCW
11 42.17.390, do not constitute expenditures for the purpose of
12 determining whether a candidate has exceeded an expenditure limit.

13 **Sec. 6.** RCW 42.17.390 and 1993 c 2 s 28 are each amended to read
14 as follows:

15 One or more of the following civil remedies and sanctions may be
16 imposed by court order in addition to any other remedies provided by
17 law:

18 ~~((If the court finds that the violation of any provision of~~
19 ~~this chapter by any candidate or political committee probably affected~~
20 ~~the outcome of any election, the result of said election may be held))~~
21 The court or the legislature, as applicable, shall presume that a
22 material and substantial violation of this chapter has affected the
23 outcome of the election. Unless the presumption is defeated by clear,
24 cogent, and convincing evidence, the court or the legislature, as
25 applicable, shall declare the election void, and a special election
26 must be held within sixty days of such finding. Any action to void an
27 election shall be commenced within one year of the date of the election
28 in question. It is intended that this remedy be imposed freely in all
29 appropriate cases to protect the right of the electorate to an informed
30 and knowledgeable vote.

31 (2) If any lobbyist or sponsor of any grass roots lobbying campaign
32 violates any of the provisions of this chapter, his registration may be
33 revoked or suspended and he may be enjoined from receiving compensation
34 or making expenditures for lobbying: PROVIDED, HOWEVER, That
35 imposition of such sanction shall not excuse said lobbyist from filing
36 statements and reports required by this chapter.

37 (3) Any person who violates any of the provisions of this chapter
38 may be subject to a civil penalty of not more than ten thousand dollars

1 for each such violation. However, a person or entity who violates
2 (~~RCW 42.17.640~~) this chapter may be subject to a civil penalty of ten
3 thousand dollars or three times the amount of the contribution
4 illegally made or accepted, whichever is greater. The penalty may not
5 be paid from campaign funds, and solicitations to political committees
6 may not be made in connection with the penalty.

7 (4) Any person who fails to file a properly completed statement or
8 report within the time required by this chapter may be subject to a
9 civil penalty of ten dollars per day for each day each such delinquency
10 continues.

11 (5) Any person who fails to report a contribution or expenditure
12 may be subject to a civil penalty equivalent to the amount he failed to
13 report.

14 (6) Any person who makes an independent expenditure that is
15 unlawful because of the encouragement, approval, or collaboration of a
16 candidate may be subject to a penalty of up to three times the amount
17 of the unlawful independent expenditure.

18 (7) The court may enjoin any person to prevent the doing of any act
19 herein prohibited, or to compel the performance of any act required
20 herein.

21 **Sec. 7.** RCW 42.17.395 and 1989 c 175 s 91 are each amended to read
22 as follows:

23 (1) The commission may (a) determine whether an actual violation of
24 this chapter has occurred; and (b) issue and enforce an appropriate
25 order following such determination.

26 (2) The commission, in cases where it chooses to determine whether
27 an actual violation of this chapter has occurred, shall hold a hearing
28 pursuant to the Administrative Procedure Act, chapter 34.05 RCW, to
29 make such determination. Any order that the commission issues under
30 this section shall be pursuant to such hearing.

31 (3) In lieu of holding a hearing or issuing an order under this
32 section, the commission may refer the matter to the attorney general or
33 other enforcement agency as provided in RCW 42.17.360.

34 (4) The person against whom an order is directed under this section
35 shall be designated as the respondent. The order may require the
36 respondent to cease and desist from the activity that constitutes a
37 violation and in addition, or alternatively, may impose one or more of
38 the remedies provided in RCW 42.17.390(~~(1)(b), (c), (d), or (e)~~):

1 PROVIDED, That no individual penalty assessed by the commission may
2 exceed one thousand dollars, and in any case where multiple violations
3 are involved in a single complaint or hearing, the maximum aggregate
4 penalty may not exceed two thousand five hundred dollars.

5 (5) An order issued by the commission under this section shall be
6 subject to judicial review under the Administrative Procedure Act,
7 chapter 34.05 RCW. If the commission's order is not satisfied and no
8 petition for review is filed within thirty days as provided in RCW
9 34.05.542, the commission may petition a court of competent
10 jurisdiction of any county in which a petition for review could be
11 filed under that section, for an order of enforcement. Proceedings in
12 connection with the commission's petition shall be in accordance with
13 RCW 42.17.397.

14 **Sec. 8.** RCW 42.17.640 and 1995 c 397 s 20 are each amended to read
15 as follows:

16 (1) ~~((No person, other than a bona fide political party or a caucus
17 political committee, may make contributions to a candidate for a state
18 legislative office that in the aggregate exceed five hundred dollars or
19 to a candidate for a state office other than a state legislative office
20 that in the aggregate exceed one thousand dollars for each election in
21 which the candidate is on the ballot or appears as a write in
22 candidate. Contributions made with respect to a primary may not be
23 made after the date of the primary. Contributions made with respect to
24 a general election may not be made after the final day of the
25 applicable election cycle.~~

26 (2) ~~No person, other than a bona fide political party or a caucus
27 political committee, may make contributions to a state official against
28 whom recall charges have been filed, or to a political committee having
29 the expectation of making expenditures in support of the recall of the
30 state official, during a recall campaign that in the aggregate exceed
31 five hundred dollars if for a state legislative office or one thousand
32 dollars if for a state office other than a state legislative office.~~

33 (3)(a) ~~Notwithstanding subsection (1) of this section, no bona fide
34 political party or caucus political committee may make contributions to
35 a candidate during an election cycle that in the aggregate exceed (i)
36 fifty cents multiplied by the number of eligible registered voters in
37 the jurisdiction from which the candidate is elected if the contributor
38 is a caucus political committee or the governing body of a state~~

1 organization, or (ii) twenty five cents multiplied by the number of
2 registered voters in the jurisdiction from which the candidate is
3 elected if the contributor is a county central committee or a
4 legislative district committee.

5 (b) No candidate may accept contributions from a county central
6 committee or a legislative district committee during an election cycle
7 that when combined with contributions from other county central
8 committees or legislative district committees would in the aggregate
9 exceed twenty five cents times the number of registered voters in the
10 jurisdiction from which the candidate is elected.

11 (4)(a) Notwithstanding subsection (2) of this section, no bona fide
12 political party or caucus political committee may make contributions to
13 a state official against whom recall charges have been filed, or to a
14 political committee having the expectation of making expenditures in
15 support of the state official, during a recall campaign that in the
16 aggregate exceed (i) fifty cents multiplied by the number of eligible
17 registered voters in the jurisdiction entitled to recall the state
18 official if the contributor is a caucus political committee or the
19 governing body of a state organization, or (ii) twenty five cents
20 multiplied by the number of registered voters in the jurisdiction from
21 which the candidate is elected if the contributor is a county central
22 committee or a legislative district committee.

23 (b) No state official against whom recall charges have been filed,
24 no authorized committee of the official, and no political committee
25 having the expectation of making expenditures in support of the recall
26 of a state official may accept contributions from a county central
27 committee or a legislative district committee during an election cycle
28 that when combined with contributions from other county central
29 committees or legislative district committees would in the aggregate
30 exceed twenty five cents multiplied by the number of registered voters
31 in the jurisdiction from which the candidate is elected.

32 (5) For purposes of determining contribution limits under
33 subsections (3) and (4) of this section, the number of eligible
34 registered voters in a jurisdiction is the number at the time of the
35 most recent general election in the jurisdiction.

36 (6) Notwithstanding subsections (1) through (4) of this section, no
37 person other than an individual, bona fide political party, or))
38 Notwithstanding sections 1 and 2 of this act, a caucus political
39 committee may ((make)) not accept contributions reportable under this

1 chapter ~~((to))~~ from any person other than a bona fide political party
2 or a caucus political committee that in the aggregate exceed five
3 hundred dollars in a calendar year ~~((or to))~~. A bona fide political
4 party may not accept contributions reportable under this chapter from
5 any person other than a bona fide political party or a caucus political
6 committee that in the aggregate exceed two thousand five hundred
7 dollars in a calendar year. This subsection does not apply to loans
8 made in the ordinary course of business.

9 ~~((7))~~ (2) For the purposes of ~~((RCW 42.17.640 through 42.17.790))~~
10 this chapter, a contribution to the authorized political committee of
11 a candidate, or of a state official against whom recall charges have
12 been filed, is considered to be a contribution to the candidate or
13 state official.

14 ~~((8))~~ (3) A contribution received within the twelve-month period
15 after a recall election concerning a state office is considered to be
16 a contribution during that recall campaign if the contribution is used
17 to pay a debt or obligation incurred to influence the outcome of that
18 recall campaign.

19 ~~((9) The contributions allowed by subsection (2) of this section~~
20 ~~are in addition to those allowed by subsection (1) of this section, and~~
21 ~~the contributions allowed by subsection (4) of this section are in~~
22 ~~addition to those allowed by subsection (3) of this section.~~

23 ~~((10) RCW 42.17.640 through 42.17.790 apply))~~ (4) This chapter
24 applies to a special election conducted to fill a vacancy in a state
25 office. However, the contributions made to a candidate or received by
26 a candidate for a primary or special election conducted to fill such a
27 vacancy shall not be counted toward any of the limitations that apply
28 to the candidate or to contributions made to the candidate for any
29 other primary or election.

30 ~~((11) Notwithstanding the other subsections of this section, no))~~
31 (5) A candidate, state official against whom recall charges have been
32 filed, or political committee having the expectation of making
33 expenditures in support of the recall of the official may not accept
34 contributions reportable under this chapter from a corporation or
35 business entity not doing business in Washington state, ~~((no))~~ labor
36 union with fewer than ten members who reside in Washington state, ~~((and~~
37 no)) or political committee that has not received contributions of ten
38 dollars or more from at least ten persons registered to vote in
39 Washington state during the preceding one hundred eighty days ~~((may~~

1 ~~make contributions reportable under this chapter to a candidate, to a~~
2 ~~state official against whom recall charges have been filed, or to a~~
3 ~~political committee having the expectation of making expenditures in~~
4 ~~support of the recall of the official)).~~ This subsection does not
5 apply to loans made in the ordinary course of business.

6 ~~((12) Notwithstanding the other subsections of this section, no~~
7 ~~county central committee or legislative district committee may make~~
8 ~~contributions reportable under this chapter to))~~ (6) A candidate, state
9 official against whom recall charges have been filed, or political
10 committee having the expectation of making expenditures in support of
11 the recall of a state official may not accept contributions reportable
12 under this chapter from a county central committee or legislative
13 district committee if the county central committee or legislative
14 district committee is outside ((of)) the jurisdiction entitled to elect
15 the candidate or recall the state official.

16 ~~((13) No person may accept contributions that exceed the~~
17 ~~contribution limitations provided in this section.~~

18 ~~(14))~~ (7) The following contributions are exempt from the
19 contribution limits of this section:

20 (a) An expenditure or contribution earmarked for voter
21 registration, for absentee ballot information, for precinct caucuses,
22 for get-out-the-vote campaigns, for precinct judges or inspectors, for
23 sample ballots, or for ballot counting, all without promotion of or
24 political advertising for individual candidates; or

25 (b) An expenditure by a political committee for its own internal
26 organization or fund raising without direct association with individual
27 candidates.

28 **Sec. 9.** RCW 42.17.510 and 1995 c 397 s 19 are each amended to read
29 as follows:

30 (1) All written political advertising, whether relating to
31 candidates or ballot propositions, shall include the sponsor's name and
32 address. All radio and television political advertising, whether
33 relating to candidates or ballot propositions, shall include the
34 sponsor's name. The use of an assumed name shall be unlawful. The
35 party with which a candidate files shall be clearly identified in
36 political advertising for partisan office.

37 (2) All political advertising by a candidate for state office who
38 has failed to file a statement of acceptance of voluntary expenditure

1 limits, as set forth in section 3 of this act, must include, along with
2 the sponsor's name and address, the following statement: "THIS
3 CANDIDATE HAS REFUSED TO COMPLY WITH VOLUNTARY SPENDING LIMITS."

4 (3) In addition to the materials required by subsection (1) of this
5 section, all political advertising undertaken as an independent
6 expenditure by a person or entity other than a party organization must
7 include the following statement on the communication "NOTICE TO VOTERS
8 (Required by law): This advertisement is not authorized or approved by
9 any candidate. It is paid for by (name, address, city, state)." If
10 the advertisement undertaken as an independent expenditure is
11 undertaken by a nonindividual other than a party organization, then the
12 following notation must also be included: "Top Five Contributors,"
13 followed by a listing of the names of the five persons or entities
14 making the largest contributions reportable under this chapter during
15 the twelve-month period before the date of the advertisement.

16 ~~((+3))~~ (4) The statements and listings of contributors required by
17 subsections (1) ~~((and -2))~~ through (3) of this section shall:

- 18 (a) Appear on the first page or fold of the written communication
19 in at least ten-point type, or in type at least ten percent of the
20 largest size type used in a written communication directed at more than
21 one voter, such as a billboard or poster, whichever is larger;
22 (b) Not be subject to the half-tone or screening process;
23 (c) Be set apart from any other printed matter; and
24 (d) Be clearly spoken on any broadcast advertisement.

25 ~~((+4))~~ (5) Political yard signs are exempt from the requirement of
26 subsections (1) ~~((and -2))~~ through (3) of this section ~~((that the name~~
27 ~~and address of the sponsor of political advertising be listed on the~~
28 ~~advertising))~~. In addition, the public disclosure commission shall, by
29 rule, exempt from the identification requirements of subsections (1)
30 ~~((and -2))~~ through (3) of this section forms of political advertising
31 such as campaign buttons, balloons, pens, pencils, sky-writing,
32 inscriptions, and other forms of advertising where identification is
33 impractical.

34 ~~((+5))~~ (6) For the purposes of this section, "yard sign" means any
35 outdoor sign with dimensions no greater than eight feet by four feet.

36 NEW SECTION. Sec. 10. A new section is added to chapter 29.80 RCW
37 to read as follows:

1 The secretary of state shall add to each candidates' pamphlet a
2 list of the campaign spending limits recommended by the public
3 disclosure commission for each of the state offices for which the
4 statements of candidates appear in the pamphlet and a brief explanation
5 of the effect of a promise filed with the commission under section 3 of
6 this act.

7 In preparing the candidates' pamphlet for publication, the
8 secretary of state shall secure from the public disclosure commission
9 its most current list of candidates who have promised to limit
10 spending, in accordance with section 3 of this act. Using this list,
11 the secretary shall add a prominent notice in the candidates' pamphlet
12 that must accompany the statement or photograph of each person on the
13 list. The notice must state: "Has promised to abide by the voluntary
14 spending limit for this campaign." With the statement in the pamphlet
15 of each other candidate for state office, the secretary shall add a
16 prominent notice that states: "Has **REFUSED** to abide by the voluntary
17 spending limit for this campaign." The notice must accompany the
18 statement or photograph of each such other candidate.

19 **Sec. 11.** RCW 42.17.690 and 1993 c 2 s 9 are each amended to read
20 as follows:

21 ~~((At the beginning of each even-numbered calendar year, the
22 commission shall increase or decrease all dollar amounts in this
23 chapter based on changes in economic conditions as reflected in the
24 inflationary index used by the commission under RCW 42.17.370.))~~ The
25 commission shall, by January 1, 1998, and by January 1st of each even-
26 numbered year thereafter, adopt revisions in the existing contribution
27 and expenditure limits. Revisions must be for the purpose of
28 recognizing: (1) Changes in the number of registered voters state-
29 wide; and (2) economic changes as reflected by an inflationary index
30 recommended by the office of financial management. The revisions must
31 be guided by the change in the index for the two-year period before the
32 date the revision is to be adopted. The new dollar amounts established
33 by the commission under this section shall be rounded off by the
34 commission to amounts as judged most convenient for public
35 understanding and so as to be within ten percent of the target amount
36 equal to the base amount provided in this chapter multiplied by the
37 increase in the inflationary index since December 3, 1992.

1 **Part II - Limits on Political Action Committees**

2 NEW SECTION. **Sec. 12.** A new section is added to chapter 42.17 RCW
3 to read as follows:

4 Notwithstanding RCW 42.17.640 and sections 1 and 2 of this act, no
5 person other than a candidate, a state official against whom recall
6 charges have been filed, a bona fide political party, or a caucus
7 political committee, may make contributions reportable under this
8 chapter to a political committee other than a candidate, a state
9 official against whom recall charges have been filed, a bona fide
10 political party, or a caucus political committee, that in the aggregate
11 exceed one hundred dollars in a calendar year.

12 NEW SECTION. **Sec. 13.** A new section is added to chapter 42.17 RCW
13 to read as follows:

14 (1) A for-profit corporation formed under the laws of this or
15 another state may make a contribution or independent expenditure in
16 support of or opposition to a candidate for state office or state
17 ballot proposition only through a political committee established under
18 this section.

19 (2) A corporation may expend corporate funds to establish and
20 administer a political committee affiliated with the corporation for
21 the purposes set forth in subsection (1) of this section, and for the
22 solicitation of contributions to the committee.

23 (3) Contributions and independent expenditures by the political
24 committee shall be made only from contributions solicited from the
25 following persons or their spouses: (a) Stockholders of the
26 corporation; (b) officers and directors of the corporation; or (c)
27 employees of the corporation who have policy-making, managerial,
28 professional, supervisory, or administrative, nonclerical
29 responsibilities.

30 **Part III - Improved Accountability**

31 **Sec. 14.** RCW 42.17.090 and 1993 c 256 s 6 are each amended to read
32 as follows:

33 (1) Each report required under RCW 42.17.080 (1) and (2) shall
34 disclose the following:

35 (a) The funds on hand at the beginning of the period;

1 (b) The name and address of each person who has made one or more
2 contributions during the period, together with the money value and date
3 of such contributions and the aggregate value of all contributions
4 received from each such person during the campaign or in the case of a
5 continuing political committee, the current calendar year: PROVIDED,
6 That pledges in the aggregate of less than one hundred dollars from any
7 one person need not be reported: PROVIDED FURTHER, That the income
8 which results from a fund-raising activity conducted in accordance with
9 RCW 42.17.067 may be reported as one lump sum, with the exception of
10 that portion of such income which was received from persons whose names
11 and addresses are required to be included in the report required by RCW
12 42.17.067: PROVIDED FURTHER, That contributions of no more than
13 twenty-five dollars in the aggregate from any one person during the
14 election campaign may be reported as one lump sum so long as the
15 campaign treasurer maintains a separate and private list of the name,
16 address, and amount of each such contributor: PROVIDED FURTHER, That
17 the money value of contributions of postage shall be the face value of
18 such postage;

19 (c) Each loan, promissory note, or security instrument to be used
20 by or for the benefit of the candidate or political committee made by
21 any person, together with the names and addresses of the lender and
22 each person liable directly, indirectly or contingently and the date
23 and amount of each such loan, promissory note, or security instrument;

24 (d) All other contributions not otherwise listed or exempted;

25 (e) The name and address of each candidate or political committee
26 to which any transfer of funds was made, together with the amounts and
27 dates of such transfers;

28 (f) The name and address of each person to whom an expenditure was
29 made in the aggregate amount of more than fifty dollars during the
30 period covered by this report, and the amount, date, and purpose of
31 each such expenditure. A candidate for state executive or state
32 legislative office or the political committee of such a candidate shall
33 report this information for an expenditure under one of the following
34 categories, whichever is appropriate: (i) Expenditures for the
35 election of the candidate; (ii) expenditures for nonreimbursed public
36 office-related expenses; (iii) expenditures required to be reported
37 under (e) of this subsection; or (iv) expenditures of surplus funds and
38 other expenditures. The report of such a candidate or committee shall
39 contain a separate total of expenditures for each category and a total

1 sum of all expenditures. Other candidates and political committees
2 need not report information regarding expenditures under the categories
3 listed in (i) through (iv) of this subsection or under similar such
4 categories unless required to do so by the commission by rule. The
5 report of such an other candidate or committee shall also contain the
6 total sum of all expenditures;

7 (g) The name and address of each person to whom any expenditure was
8 made directly or indirectly to compensate the person for soliciting or
9 procuring signatures on an initiative or referendum petition, the
10 amount of such compensation to each such person, and the total of the
11 expenditures made for this purpose. Such expenditures shall be
12 reported under this subsection (1)(g) whether the expenditures are or
13 are not also required to be reported under (f) of this subsection;

14 (h) The name and address of any person and the amount owed for any
15 debt, obligation, note, unpaid loan, or other liability in the amount
16 of more than two hundred fifty dollars or in the amount of more than
17 fifty dollars that has been outstanding for over thirty days;

18 (i) The surplus or deficit of contributions over expenditures;

19 (j) The disposition made in accordance with RCW 42.17.095 of any
20 surplus funds;

21 (k) Such other information as shall be required by the commission
22 by rule in conformance with the policies and purposes of this chapter;
23 and

24 (l) Funds received from a political committee not otherwise
25 required to report under this chapter (a "nonreporting committee").
26 Such funds shall be forfeited to the state of Washington unless the
27 nonreporting committee has filed or within ten days following such
28 receipt files with the commission a statement disclosing: (i) Its name
29 and address; (ii) the purposes of the nonreporting committee; (iii) the
30 names, addresses, and titles of its officers or if it has no officers,
31 the names, addresses, and titles of its responsible leaders; (iv) the
32 name, office sought, and party affiliation of each candidate in the
33 state of Washington whom the nonreporting committee is supporting, and,
34 if such committee is supporting the entire ticket of any party, the
35 name of the party; (v) the ballot proposition supported or opposed in
36 the state of Washington, if any, and whether such committee is in favor
37 of or opposed to such proposition; (vi) the name and address of each
38 person residing in the state of Washington or corporation which has a
39 place of business in the state of Washington who has made one or more

1 contributions in the aggregate of more than twenty-five dollars to the
2 nonreporting committee during the current calendar year, together with
3 the money value and date of such contributions; (vii) the name and
4 address of each person in the state of Washington to whom an
5 expenditure was made by the nonreporting committee on behalf of a
6 candidate or political committee in the aggregate amount of more than
7 fifty dollars, the amount, date, and purpose of such expenditure, and
8 the total sum of such expenditures; (viii) such other information as
9 the commission may prescribe by rule, in keeping with the policies and
10 purposes of this chapter. A nonreporting committee incurring an
11 obligation to file additional reports in a calendar year may satisfy
12 the obligation by filing with the commission a letter providing
13 updating or amending information.

14 (2) The treasurer and the candidate shall certify the correctness
15 of each report.

16 (3) Political committees shall submit, along with such expenditure
17 reports required under subsection (1) of this section, copies of the
18 following:

19 (a) For each mailing reported, a copy of the mailing;

20 (b) For each telephone poll or solicitation reported, a copy of the
21 telephone script;

22 (c) For each political advertisement reported for which
23 identification of sponsor is required under RCW 42.17.510, a copy of
24 the advertisement; and

25 (d) For each fundraising expense reported, a copy of the fundraiser
26 solicitation.

27 (4) The commission may adopt such rules as are necessary to
28 facilitate the submission of reports electronically, while still
29 requiring the submission of required materials within a timely manner.

30 NEW SECTION. Sec. 15. A new section is added to chapter 42.17 RCW
31 to read as follows:

32 The commission shall report to the governor and the legislature by
33 February 15th of every odd-numbered year on the disposition of all
34 complaints received, as well as a summary of enforcement actions
35 initiated by the commission.

1 NEW SECTION. **Sec. 16.** Part headings used in this act are not part
2 of the law.

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